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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/607,989	06/30/2003	Kuo-Fen Shu	MR1197-580	8173

4586 7590 01/02/2004

ROSENBERG, KLEIN & LEE
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ELLICOTT CITY, MD 21043

EXAMINER

TSIDULKO, MARK

ART UNIT	PAPER NUMBER
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2875

DATE MAILED: 01/02/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/607,989	Applicant(s) SHU ET AL. <i>AW</i>	
	Examiner Mark Tsidulko	Art Unit 2875	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 30 June 2003.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 30 June 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s). _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____ | 6) <input type="checkbox"/> Other: |

DETAILED ACTION

Claim Rejections - 35 USC § 112

Claim 1 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. It is not clear what Applicant intends by "A LED spotlight (*type III*). Also, "resistances" (see line 15 of the claim) should be changed to "resistors" and "inductance" (line 15) should be changed to "inductor". Resistance and induction are the functions, but not devices.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claim 1 is rejected under 35 U.S.C. 103(a) as being unpatentable over Matsuba et al. (US 2001/0024080) in view of Harris (US 2,254,961), Lammers et al. (US 6,478,453), Klug (US 5,349,509) and Barton (US 3,919,625).

Matsuba et al. disclose (Fig.5) a lighting device having a lampshell (lamp case) [24] having electrode (eyelet) [55] (page5, [0087]) and conductive shell [32] being provided outside the lower portion of the lampshell and a circuit board (Abstract).

Matsuba et al. discloses the instant claimed invention except for light-collecting cover having a flange engaged with a cap and a DC-DC transforming circuit that transforms a voltage from 12V to 3V.

Harris discloses (Fig. 16) a light-collecting cover (lens) made of transparent material and having its side being paraboloid (page 4, right col., lines 2-8), an aperture being formed at bottom side of the cover while a convex [81] is formed therein, top of the cover being formed a plane, but does not disclose a flange engaged with a cap.

Lammers et al. disclose (Fig. 2B) a lens having a flange, but do not disclose engagement with a cap.

Klug discloses (Fig. 1) a lighting device wherein a lens [4] has a flange [22] engaged with a cap (sleeve) [2].

Barton discloses (Fig. 3) discloses a DC-DC transforming system (Abstract) included a capacitors [34], [40], [66], diodes [64], [69], [70], [72], inductor [62] and resistors (col. 4, lines 9-38) that transforms voltage from 15V to 3V (col. 6, lines 58-63).

It would have been obvious to one having ordinary skill in the art, at the time the invention was made, to provide the light-collecting cover of Harris for the purpose of refracting the light generated from the light source and provide DC-DC transforming system, as taught by Barton for the device of Matsuba et al. in order to convert the voltage for the purpose of using of LED as a light source.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. The following are lighting devices that include a LED, parabolic reflector, and a power supply circuit:

Convway et al. (US 6,149,283)

Wrobel (US 5,160,201)

Lodhie (US 5,577,832)

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mark Tsidulko whose telephone number is (703)308-1326. The examiner can normally be reached on 8 - 5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sandra O'Shea can be reached on (703) 305-4939. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 872-9306 for regular communications and (703)872-9319 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.

M.T.
December 15, 2003

A handwritten signature in black ink, appearing to read 'Mark Tsidulko', is written in a cursive style.